



11/13/82 RCE
11/26/03 1/600

PTO/SB/30 (10/2001)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

| | |
|------------------------|----------------|
| Application Number | 09/600,732 |
| Filing Date | JULY 20, 2000 |
| First Named Inventor | SMITS et al. |
| Art Unit | 1637 |
| Examiner Name | S. CHUNDURU |
| Attorney Docket Number | TIENSE RAFF.26 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR §1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR §1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

i. ☐ RCE fee required under 37 CFR §1.17(e)

ii. ☐ Extension of time fee (37 CFR §§1.136 and 1.17)

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iii. ☐ Other _____

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740.00 DP

b. ☐ Check in the amount of \$ _____ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)

NORMAN P. SOLOWAY

Registration No. (Attorney / Agent)

24,315

Signature

Norman P. Soloway

Date

DECEMBER 17, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark

Name (Print / Type)

DIANA CARR

Signature

Diana Carr

Date

DECEMBER 17, 2002

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Serial No. 09/600,732
Docket No. TIENSE RAFF.26
Amendment C with RCE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: BOX RCE, Assistant Commissioner for Patents, Washington, D.C. 20231 on December 17, 2002 at Tucson, Arizona.

By: Diana Carr

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLN. OF: SMITS et al.

SERIAL NO.: 09/600,732

FILED: July 20, 2000

FOR: PROCESS FOR THE MANUFACTURE OF CHICORY...

GROUP: 1637

EXAMINER: S. CHUNDURU

DOCKET: TIENSE RAFF.26

BOX RCE

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

AMENDMENT C WITH RCE

Dear Sir:

This amendment is being filed in response to the Final Action mailed September 20, 2002. A Request for Continued Examination (RCE) accompanies this amendment.

Please amend the application as follows:

IN THE SPECIFICATION:

Please replace the paragraph beginning at page 3, line 21 with the following rewritten paragraph:

--The degree of polymerisation (DP) of native chicory inulin ranges from 3 to about 70.

The punctual (\overline{DP}) of native inulin from chicory roots, which have been grown and processed under known, conventional conditions, ranges from about 10 to 14 (L. De Leenheer, o.c., p. 71), whereas the mean (\overline{DP}) of known standard grade chicory inulin, i.e. inulin obtained from chicory roots which have been grown and processed under known, conventional conditions, ranges from about 9 to 11, and is typically about 10.--

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USPTO Case No. 09/600,732

Amendment C with RCE